IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 9TH AUGUST 2007 / 18TH SRAVANA 1929

WP(C).No. 22325 of 2007(G)

PETITIONER:

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1. LEENA P,
   U P S A, R V S M HIGHER SECONDARY SCHOOL, PO PRAYAR, OACHIRA -690 547, RESIDING AT PUTHEN PURAYIL, ELAJIMEL PO, ELANJIMEL, ALAPPUZHA DIST.

2. JEEJAKUMAR L.,
   U P S A , R V S M HIGHER SECONDARY SCHOOL,PO PRAYAR, OACHIRA -690 547, RESIDING AT SANKARALAYAM,PUTHUPPALLY SOUTH, PUTHUPALLY P.O., KAYAMKULAM,ALAPPUZHA DIST.

3. DEEPA M S,
   HINDI TEACHER, R S V M, HIGHER SECONDARY SCHOOL, PO PRAYAR, OACHIRA -690 547, RESIDING AT DEEPAM, PATHIYOORKALA, KEERIKKADAU PO ALAPPUZHA.

BY ADV. SRI.K.RAMAKUMAR

RESPONDENTS:

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1. THE SECRETARY TO GOVERNMENT,
   GENERAL EDUCATION DEPARTMENT,
   GOVERNMENT OF KERALA,
   THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS
   THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF EDUCATION,
   ALAPPUZHA.

4. THE MANAGER, R V S M HIGHER SECONDARY
   SCHOOL, PO PRAYAR, OACHIRA-690 547.

5. THE DISTRICT EDUCATIONAL OFFICER,
   MAVELIKARA.

BY GOVT. PLEADER SRI. A.J. VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. BASHEER, J.

W.P.(C). NO. 22325 OF 2007

Dated this the 9th day of August, 2007

J U D G M E N T

Petitioners claim that they are working as Teachers in the Upper Primary Section of R V S M Higher Secondary School at Prayar, under the management of respondent No.4.

2. It appears that the controlling officer had found that certain divisions in the school had to be reduced since there was fall in student strength in the academic year 2005. Accordingly an order was issued by the officer concerned. Later, the super-check cell had also conducted an inspection and found that there were 123 bogus admissions. Though the manager had pursued the matter before the authorities including the revisional authority/the Government, he had not produced any document to substantiate his contention that there were no bogus admissions. Ext.P6 order was passed by the Government on March 28, 2007 rejecting the revision petition filed by the manager. A perusal of Ext.P6 order shows that the authorities had, after verifying the relevant records, found that three divisions and a post had to be

abolished with effect from July 15, 2005 for the academic year 2005-06. It was further noticed by the Government that the school authorities had not utilised the chance afforded to them to furnish the details to the statutory authority concerned. It was in the above circumstances that the Government had rejected the revision petition filed by the manager. Even as on today, the manager has not challenged the above order. Petitioners, who are stated to be the teachers of the school, contend that there are materials to show the admissions were not bogus, as contended by the Department. It is seen from the records that Ext.P5 representation submitted by the petitioners taking up the above contention was also considered by the Government while passing Ext.P6 order. Having regard to the entire facts and circumstances, I do not find any merit in this writ petition.

The writ petition is dismissed.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007